



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
IN RE PATENT APPLICATION OF

SUEHIRO et al.

Appln. No.: 09/871,699

Filed: June 4, 2001

Title: LIGHT EMITTING DEVICE

Confirmation No.: 9088

Group Art Unit: 2875

Examiner: Ton, Anabel

November 19, 2002

* * * * *

RESPONSE UNDER 37 C.F.R. §1.111

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated August 28, 2002, reconsideration in view of the following remarks is respectfully requested.

Claims 1, 4, 10-14, 17, 18, 20-23 and 25 were rejected under 35 U.S.C. §102(e) over Koike et al. (U.S. Patent 6,345,903) and claims 2, 3, 5, 6, 8, 9, 15, 16, 19 and 24 were rejected under 35 U.S.C. §103(a) over Koike et al. The rejections are respectfully traversed.

Enclosed is a certified English translation of Japanese Patent Application 2000-165864, filed June 2, 2000, which is before the September 1, 2000 filing date of Koike et al. Accordingly, U.S. Patent 6,345,903 to Koike et al. was not granted on an application filed prior to Applicant's invention.

Reconsideration and withdrawal of the rejection of claims 1-25 under 35 U.S.C. §§102(e) and 103(a) over Koike et al. are respectfully requested.

In view of the above remarks and enclosed certified English translation, Applicants respectfully submit that all the claims are allowable and that the entire application is in condition for allowance.

#17/P
Response
mishu
12/4/02

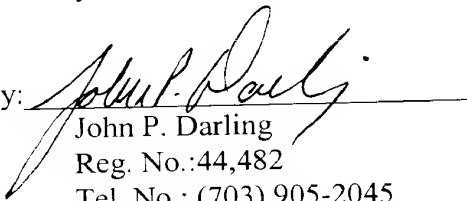
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Should the Examiner believe that anything further is desirable to place the application in better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Pillsbury Winthrop LLP

By:


John P. Darling

Reg. No.: 44,482

Tel. No.: (703) 905-2045

Fax No.: (703) 905-2500

JPD/tmt

P.O. Box 10500
McLean, VA 22102
(703) 905-2000

Enclosure:

Certified English translation of
Japanese Patent No. 2000-165864

NOV 19 2002

Inventor(s): SUEHIRO et al.

Appl. No. 09

871,699

Series Code ↑

Serial No. ↑

Filed: June 4, 2001

Hon. Commissioner of Patents
Washington, D.C. 20231

Group Art 2875

Examiner: Ton, Anabel

Atty. Dkt. P 280301

PTGF-01074

M#

Client Ref

Appln. Title: LIGHT EMITTING DEVICE

Sir:

REPLY/AMENDMENT/LETTER

Date: November 19, 2002

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity claim

- A. ☒ NOT made
B. ☐ Withdrawn
C. ☐ made herewith
D. ☐ made previously

For B & C
See **Required**
Separate Paper
(Pat-256)

Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	25	**minus 25 0	x \$18/\$9 =	+ \$0	103/203
3. Independent Claims	5	***minus 5 0	x \$84/\$42 =	+ \$0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)		add	+ \$280/\$140 =	+ \$0	104/204
5. Original due Date: November 28, 2002	<input type="checkbox"/> NONE				
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo) \$110/\$55 = (2 mos) \$400/\$200 = (3 mos) \$920/\$460 = (4 mos) \$1,440/\$720 = (5 mos) \$1,960/\$980 =	+ \$0			115/215 116/216 117/217 118/218 128/228
7. Enter any previous extension fee paid since above original due date and subtract		- \$0			
8.		Extension Fee	+ \$0		
9. If Terminal Disclaimer attached, add Rule 20(d) official fee		+ \$110/\$55	+ \$0		148/248
10. If IDS attached requires Official Fee under Rule 97 (c),	add	+ \$180	+ \$0		126
or if Rule 97(d) Request	add	+ \$180	+ \$0		126
11. After-Final Request Fee per rules 129(a) and 17(r)		+ \$740/370	+ \$0		146/246
12. No. of additional inventions for examination per Rule 129(b)		x \$740/370 ea	+ \$0		149/249
13. Request for Continued Examination (RCE)		+ \$740/370	+ \$0		1179/1279
14. Petition fee for			+ \$0		

TOTAL FEE =

\$0

**PLEASE CHARGE
OUR DEP. ACCT**

15.

16. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

17. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

18. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

Our Deposit Account No. 03-3975)

(Our Order No. 35206 280301

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CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT **does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.**

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Winthrop LLP

Intellectual Property Group

By Atty: John P. Darling

Reg. No. 44,482

Sig:

Fax: (703) 905-2500

Tel: (703) 905-2045

P O. Box 10500

McLean, VA 22102

Tel: (703) 905-2000

Atty/Sec: JPD/tmt

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments